

CERTIFICATE OF EXPRESS MAIL (37 CFR 1.10)

Label No. E 531687US

I hereby certify that the attached papers and/or fee are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service on the date shown below in an envelope addressed to Box PCT, Assistant Commissioner for Patents, Washington D.C. 20231.

June 9, 2000
DateMary Rutkowski
Printed NameMary Rutkowski
Signature

FORM PTO-1390 (REV 12/29/99)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

MOG 57701/UST

U. S. APPLICATION NO. (If known, see 37 CFR 1.5)

09/581331

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**
INTERNATIONAL APPLICATION NO.:
PCT/EP98/08162INTERNATIONAL FILING DATE:
December 10, 1998PRIORITY DATE CLAIMED:
December 12, 1997

TITLE OF INVENTION:

Constitutive Plant Promoters

EXPRESS MAIL NO.:
EE068531687US

APPLICANT(S) FOR DO/EO/US:

STUIVER, Maarten Hendrik and SIJOLTS, Floor Hendrik

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1)).
4. A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. has been transmitted by the International Bureau.
 - c. is not required, as the application was filed in the United States Receiving Office (RO/US).
6.
7. Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
 - a. are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. have been transmitted by the International Bureau.
 - c. have not been made; however, the time limit for making such amendments has NOT expired.
 - d. have not been made and will not be made.
8. A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).
9. An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern document(s) or information included:

11. An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. A FIRST preliminary amendment.
- A SECOND or SUBSEQUENT preliminary amendment.
14. A substitute specification.
15. A change of power of attorney and/or address letter.
16. Other items or information:

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) 09/581331	INTERNATIONAL APPLICATION NO PCT/EP98/08162	ATTORNEY'S DOCKET NUMBER MOG 57701/UST																					
17. <input checked="" type="checkbox"/> The following fees are submitted:		CALCULATIONS PTO USE ONLY																					
BASIC NATIONAL FEE (37 CFR 1.492 (a)(1)-(5)):																							
Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO \$ 970.00																							
International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$ 840.00																							
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International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$ 670.00																							
International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) \$ 96.00																							
ENTER APPROPRIATE BASIC FEE AMOUNT =		\$ 840.00																					
<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>CLAIMS</th> <th>NUMBER FILED</th> <th>NUMBER EXTRA</th> <th>RATE</th> </tr> </thead> <tbody> <tr> <td>Total claims</td> <td>15-20 =</td> <td>0</td> <td>x \$18.00 \$ 0</td> </tr> <tr> <td>Independent claims</td> <td>1- 3 =</td> <td>0</td> <td>x \$78.00 \$ 0</td> </tr> <tr> <td colspan="2">MULTIPLE DEPENDENT CLAIM(S) (if applicable)</td> <td></td> <td>+ \$260.00 \$</td> </tr> <tr> <td colspan="2"></td> <td></td> <td style="text-align: right;">TOTAL OF ABOVE CALCULATIONS = \$ 840.00</td> </tr> </tbody> </table>				CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	Total claims	15-20 =	0	x \$18.00 \$ 0	Independent claims	1- 3 =	0	x \$78.00 \$ 0	MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$260.00 \$				TOTAL OF ABOVE CALCULATIONS = \$ 840.00
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Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28). SUBTOTAL = \$ 840.00																							
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492 (f)). + TOTAL NATIONAL FEE = \$ 840.00																							
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property + TOTAL FEES ENCLOSED = \$ 840.00																							
		Amount to be refunded:	\$																				
		Charged:	\$																				
<p>a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed.</p> <p>b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. 09-0013 in the amount of \$ 840.00 to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 09-0013. A duplicate copy of this sheet is enclosed.</p>																							
<p>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</p>																							
SEND ALL CORRESPONDENCE TO:		 23698 <small>PATENT TRADEMARK OFFICE</small>																					
ZENECA Ag Products Inc. Intellectual Property Section 1800 Concord Pike P.O. Box 15458 Wilmington, DE 19850-5458		 <small>SIGNATURE</small> <small>DATE</small> Liza D. Hohenschutz <small>NAME</small> 33,712 <small>REGISTRATION NUMBER</small> (302)886-1699 <small>TELEPHONE NUMBER</small>																					